

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

<p>R. ALEXANDER ACOSTA, SECRETARY OF LABOR, UNITED STATES DEPARTMENT OF LABOR,</p> <p style="text-align:center">PLAINTIFF,</p> <p>v.</p> <p>TLC COMPANY, INC. D/B/A TLC PLUMBING AND UTILITY, a corporation.</p> <p style="text-align:center">DEFENDANTS.</p>	<p>Case No. 1:19-cv-000158-LF-SCY</p> <p style="text-align:center">STIPULATED MOTION TO DISMISS CASE WITH PREJUDICE</p>
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All parties to the above-captioned matter hereby stipulate to the dismissal of this action with prejudice pursuant to Fed.R.Civ.P. 41(a)(1)(A)(ii). The parties further agree that each party shall bear its own fees and other expenses incurred by such party in connection with any stage of this proceeding, including but not limited to attorneys' fees, which may be available under the Equal Access to Justice Act, as amended.

WHEREFORE, the parties respectfully request that the Court dismiss this matter with prejudice.

Respectfully submitted,

FOR DEFENDANT TLC COMPANY, INC.: FOR THE SECRETARY OF LABOR:

/s/ Wayne E. Bingham
(signed electronically by Courtney Witten with permission)
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Dated: April 17, 2019

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Stipulated Motion to Dismiss Case with Prejudice was electronically filed via PACER and served by via email to all persons named below, this 17th day of April, 2019:

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